



Image Rec 1641 #

**REQUEST FOR CONTINUED EXAMINATION (RCE)  
TRANSMITTAL UNDER 37 C.F.R. §1.114**

**DOCUMENT NUMBER:** DUKE-227  
**Prior Appln Serial No.:** 09/902,786  
**Filed:** July 12, 2001  
**Inventor(s):** Edward F. PATZ, Jr., Michael CAMPA and Michael FITZGERALD  
**Confirmation No.:** 6628  
**Group Art Unit:** 1641  
**Examiner:** Deborah A. Davis  
**Customer No.:** 34610

U.S. Patent and Trademark Office  
2011 South Clark Place  
Customer Window, Mail Stop RCE  
Crystal Plaza Two, Lobby, Room 1B03  
Arlington, Virginia 22202

Sir:

NOTE: 37 C.F.R. §1.114 is effective on May 29, 2000. See Changes to Application Examination and Provisional Application Practice, Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1. **Submission required under 37 C.F.R. §1.114**

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. §1.116 previously filed on November 26, 2003.  
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on \_\_\_\_\_
- iii. ☐ Other. \_\_\_\_\_
- b. ☒ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☒ Other. Petition for Three Month Extension of Time

2. **Miscellaneous**

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §1.103(c) for a period of \_\_\_\_\_ months. Fee amount \$130.00 under 37 C.F.R. §1.17(i) enclosed. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required).

b. ☐ Other. \_\_\_\_\_

3. **Fees** ☒ RCE fee required under 37 C.F.R. §1.17(e); Small Entity \$385.00, other than small entity \$770.00. The RCE fee under 37 C.F.R. §1.17(e) is required by 37 C.F.R. 1.114 when the RCE is filed.
- ☒ Extension of time fee (37 C.F.R. §§1.136 and 1.17)

**Payment by:**

- a. ☒ Check in the amount of \$860.00 (Check No. 11330) enclosed.
- b. ☐ Please charge my Deposit Account No. 16-0607 in the amount of \$\_\_\_\_\_. A duplicate copy of this sheet is enclosed.

The Commissioner is hereby authorized to charge payment of any deficiency in the above fees associated with this communication or credit any overpayment to Deposit Account No. 16-0607. A duplicate copy is enclosed.

Respectfully submitted,  
FLESHNER & KIM, LLP

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**Date: February 25, 2004**

DRM/SJH:dcp

**Please direct all correspondence to Customer Number 34610**